IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 9216 of 2005

Between:

1 Elamraju Venkateswarlu S/o Abbaiah
R/o Rajupalem Village, Chunchuluru Post, Marripadu Mandal, Nellore District
2 Arimalla Ramanaiah S/o Mallem kondaiah
R/o Rajupalem Village, Chunchuluru Post, Marripadu Mandal, Nellore District
3 Konduru Kondamma W/o Late Nagaraju
R/o Rajupalem Village, Chunchuluru Post, Marripadu Mandal, Nellore District

..... PETITIONERS

AND

1 The District Collector, Nellore
2 The Revenue Divisional, Officer kavali Division, Nellore District
3 The Mandal Revenue Officer, Marripadu Mandal, Nellore District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or Writ one in the nature of Writ of Mandmaus, declaring the action of the respondnets in holding elections for the RajuPalem Village, Water User Association on 25-04-2005 pending our appeal as illegal, arbitrary without jurisidiction and contrary to the A.P. Farmers management of Irrigation Systems (Delineation and formation of Wter Users Associations) Rules, 2003 andpass such otehr order or orders as may deem fit and proper in the circumstances of the case

Counsel for the Petitioner:SMT.N.SHOBA

Counsel for the Respondents: GP FOR IRRIGATION & COMM AREA DEV.

The Court at the stage of admission made the following :

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO. 9216 OF 2005.

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ORAL ORDER:

Petitioners seek declaration that the action of the respondents in holding elections for the Rajupalem village Water Users Association on 25.4.2005 pending their appeal as illegal and arbitrary and contrary to the A.P. Farmers' Management of Irrigation Systems (Delineation and formation of Water Users Associations) Rules, 2003.

As seen from the record, the voters' list was published on
7-4-2005 and that the petitioners filed their objections before the District Collector on 11.4.2005 i.e. within seven days as prescribed under the amended Rule 10 of the Rules, for correction of the voters' list, but the same was not considered.

Having regard to the said facts and circumstances, since the petitioners have filed their objections within the time limit, the District Collector is hereby directed to dispose of the objections/appeals preferred by the petitioners before 25.4.2005, in accordance with law.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

21-04-2005

Note:

Issue operative portion of the

Order on wire at party's cost.

B/0 kvsn.

To

1 The District Collector, Nellore
2 The Revenue Divisional, Officer kavali Division, Nellore District
3 The Mandal Revenue Officer, Marripadu Mandal, Nellore District

4 Two CCs to GP for GP FOR IRRIGATION & COMM AREA DEV. High Court

buildings, Hyderabad.

5 Two CD copies.